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| 12   | and Federal Intervenor-Defendants (United States of America,                                    |   |  |
|  | National Security Agency, President George W. Bush)   |   |  |
| 13   | UNITED STATES DISTRICT COURT  |   |  |
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| 15   |   | RICT OF CALIFORNIA  No. M:06-cv-01791-VRW   |  |
|  | IN RE NATIONAL SECURITY AGENCY<br>TELECOMMUNICATIONS RECORDS                                    | ) No. M:06-cv-01791-VRW ) NOTICE BY THE UNITED STATES   |  |
| 15   | IN RE NATIONAL SECURITY AGENCY  | <ul> <li>No. M:06-cv-01791-VRW</li> <li>NOTICE BY THE UNITED STATES</li> <li>OF LODGING OF CLASSIFIED</li> </ul>  |  |
| 15<br>16   | IN RE NATIONAL SECURITY AGENCY<br>TELECOMMUNICATIONS RECORDS                                    | ) No. M:06-cv-01791-VRW ) NOTICE BY THE UNITED STATES   |  |
| 15<br>16<br>17   | IN RE NATIONAL SECURITY AGENCY<br>TELECOMMUNICATIONS RECORDS<br>LITIGATION                      | <ul> <li>No. M:06-cv-01791-VRW</li> <li>NOTICE BY THE UNITED STATES</li> <li>OF LODGING OF CLASSIFIED</li> <li>DECLARATION OF LT. GEN.</li> </ul>                             |  |
| 15<br>16<br>17<br>18<br>19   | IN RE NATIONAL SECURITY AGENCY TELECOMMUNICATIONS RECORDS LITIGATION  This Document Relates To: | <ul> <li>No. M:06-cv-01791-VRW</li> <li>NOTICE BY THE UNITED STATES</li> <li>OF LODGING OF CLASSIFIED</li> <li>DECLARATION OF LT. GEN.</li> <li>KEITH B. ALEXANDER</li> </ul> |  |
| 15<br>16<br>17<br>18<br>19<br>20                                     | IN RE NATIONAL SECURITY AGENCY TELECOMMUNICATIONS RECORDS LITIGATION  This Document Relates To: | <ul> <li>No. M:06-cv-01791-VRW</li> <li>NOTICE BY THE UNITED STATES</li> <li>OF LODGING OF CLASSIFIED</li> <li>DECLARATION OF LT. GEN.</li> <li>KEITH B. ALEXANDER</li> </ul> |  |
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| 15<br>16<br>17<br>18<br>19<br>20<br>21<br>22<br>23<br>24<br>25<br>26 | IN RE NATIONAL SECURITY AGENCY TELECOMMUNICATIONS RECORDS LITIGATION  This Document Relates To: | <ul> <li>No. M:06-cv-01791-VRW</li> <li>NOTICE BY THE UNITED STATES</li> <li>OF LODGING OF CLASSIFIED</li> <li>DECLARATION OF LT. GEN.</li> <li>KEITH B. ALEXANDER</li> </ul> |  |
| 15<br>16<br>17<br>18<br>19<br>20<br>21<br>22<br>23<br>24<br>25       | IN RE NATIONAL SECURITY AGENCY TELECOMMUNICATIONS RECORDS LITIGATION  This Document Relates To: | No. M:06-cv-01791-VRW  NOTICE BY THE UNITED STATES OF LODGING OF CLASSIFIED DECLARATION OF LT. GEN. KEITH B. ALEXANDER  Hon. Vaughn R. Walker                                 |  |

## NOTICE BY THE UNITED STATES OF LODGING OF CLASSIFIED DECLARATION OF LT. GEN. KEITH B. ALEXANDER

The United States hereby gives notice that, on February 22, 2007, the United States lodged with the Court Security Officer the classified Declaration of Lieutenant General Keith B. Alexander that was previously lodged in ACLU v. NSA, Nos. 06-2095, 06-2140 (6th Cir.). As indicated by counsel for the United States at the February 9, 2007 hearing, this declaration is submitted for the Court's ex parte, in camera review in order to provide the Court with further information regarding the orders of the Foreign Intelligence Surveillance Court issued on January 10, 2007. An unclassified version of this declaration has been filed on the public record in this MDL proceeding. See Docket No. 175-1 (2/22/07).

Dated: February 22, 2007

Respectfully submitted,

PETER D. KEISLER Assistant Attorney General, Civil Division

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DOUGLAS N. LETTER **Terrorism Litigation Counsel** 

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s/ Andrew H. Tannenbaum ANDREW H. TANNENBAUM andrew.tannenbaum@usdoj.gov Trial Attorney U.S. Department of Justice Civil Division, Federal Programs Branch 20 Massachusetts Avenue, NW Washington, D.C. 20001

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Attorneys for Federal Defendants in their Official Capacities and Federal Intervenor-Defendants (United

Notice of Lodging of Classified Declaration of Lt. Gen. Keith B. Alexander MDL No. 06-1791-VRW

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| 1  | States of America, National Security Agency, President<br>George W. Bush)                      |  |
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| 28 | Notice of Lodging of Classified Declaration of Lt. Gen. Keith B. Alexander MDL No. 06-1791-VRW |  |

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